

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

STUDCO BUILDING SYSTEMS U.S., LLC,

*Plaintiff,*

v.

Civil Action No.: 19-cv-6819  
Hon. Frank P. Geraci, Jr.

1<sup>ST</sup> ADVANTAGE FEDERAL CREDIT UNION,  
JOHN DOE,

*Defendants.*

**NOTICE OF MOTION OF DEFENDANT 1<sup>ST</sup> ADVANTAGE FEDERAL CREDIT  
UNION'S RULE 12(B)(2) MOTION TO DISMISS FOR LACK OF PERSONAL  
JURISDICTION**

Defendant 1<sup>st</sup> Advantage Federal Credit Union ("1<sup>st</sup> Advantage"), by undersigned counsel, pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, moves this Court to dismiss the Plaintiff's Amended Complaint against it for lack of personal jurisdiction. The grounds and authorities in support of this Motion to Dismiss are set forth in the Memorandum of Law in Support of Defendant 1<sup>st</sup> Advantage Federal Credit Union's Motion to Dismiss. Pursuant to Local Rule 7(a)(1), defendant intends to file and serve reply papers. This matter is to be taken upon submission of papers without oral argument unless otherwise ordered by the Court.

Dated: February 12, 2020

MONACO, COOPER, LAMME & CARR, PLLC

By: *s/Gina T. Wisniewski*

GINA T. WISNIEWSKI

Bar Roll Number: 519306

Attorneys for Defendant, 1st Advantage Federal  
Credit Union

Office and P.O. Address

1881 Western Avenue, Suite 200

Albany, NY 12203

Phone: 518-855-3535

E-mail: gwisniewski@mclclaw.com

**CERTIFICATE OF SERVICE**

I hereby certify that on the 12th day of February, 2020, I will electronically file the foregoing Defendant 1<sup>st</sup> Advantage Federal Credit Union's Rule 12(b)(2) Motion to Dismiss for Lack of Personal Jurisdiction with the Court's CM/ECF system, which will send notice of electronic filing to the following:

Myriah V. Jaworski, Esq.  
Jennifer A. Beckage, Esq.  
Beckage PLLC  
The Liberty Building  
420 Main Street, Suite 1110  
Buffalo, NY 14202  
*Counsel for Plaintiff*

*s/Gina T. Wisniewski*  
GINA T. WISNIEWSKI